

**Response to Missing  
Requirements Under  
35 USC § 371**

Attorney Docket No.: JAMES68.008APC  
First Named Inventor: David Duncan Heath  
Int'l Application No.: PCT/NZ03/00115  
US Application No.: 10/517,077  
Entered National Phase: December 6, 2004  
Title: A NOVEL DRUG DOSING REGIMEN

**Direct all correspondence to Customer No.: 20995**

Date: May 27, 2005

Page 1 of 1

**Mail Stop PCT**

United States Patent and Trademark Office  
PO Box 1450  
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May 27, 2005

(Date)

Jennifer A. Haynes, Ph. D., Reg. No. 48,868

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated March 31, 2005.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 1 page.
- (X) Power of attorney form and copy of assignment and certificate of incorporation in 11 pages.
- (X) Return prepaid postcard.

**FILING FEES NOT YET PAID:**

FEE CALCULATION				
FEE TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$130
			<b>TOTAL FEE DUE</b>	<b>\$130</b>

- (X) A check in the amount of **\$130** is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.

06/07/2005 MKAYPAGH 00000068 10517077

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/517,077	FIRST NAMED APPLICANT David Duncan Heath	ATTY. DOCKET NO. JAMES68.008APC
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INTERNATIONAL APPLICATION NO. PCT/NZ03/00115	
I.A. FILING DATE 06/05/2003	PRIORITY DATE 06/05/2002

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 FOURTEENTH FLOOR  
 IRVINE, CA 92614

CONFIRMATION NO. 8641

371 FORMALITIES LETTER



\*OC000000015612363\*

Date Mailed: 03/31/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/06/2004
- Copy of the International Search Report filed on 12/06/2004
- Copy of IPE Report filed on 12/06/2004
- Preliminary Amendments filed on 12/06/2004
- Information Disclosure Statements filed on 12/06/2004
- Request for Immediate Examination filed on 12/06/2004
- U.S. Basic National Fees filed on 12/06/2004
- Priority Documents filed on 12/06/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE**

DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/517,077	PCT/NZ03/00115	JAMES68.008APC

FORM PCT/DO/EO/905 (371 Formalities Notice)